HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE G.V.SEETHAPATHY

WRIT PETITION NO.14200 OF 2006

Between:

P. Mani & another

..... Petitioners

AND

The Principal Secretary to Gram Panchayat,
Andhra Pradesh
& others.

.....Respondents

:: O R D E R::

Counsel for the Petitioner : Shri V. Srinivas

Counsel for Respondent Nos. 1 to 4 : Government Pleader for Panchayat Raj

Counsel for Respondent No.5 : Shri V.V. Prabhakara Rao

Dated: 02.08.2006

Per G.S.SINGHVI, CJ

In this petition, the petitioners have prayed for restraining the respondents from holding elections for the post of Sarpanch and ward members of Thalapulapalli Gram Panchayat.

The aforementioned prayer of the petitioners is founded on their assertion that vide G.O.Ms. dated 05.04.2006, the State Government had decided to bifurcate Village Petamittla from existing Thalapulapalli Gram Panchayat and to constitute a separate Gram Panchayat for Petamittla along with three hamlet villages, but without implementing that decision, the respondents have notified election for Thalapulapalli Gram Panchayat.

At the hearing, we enquired from the learned counsel whether elections to Thalapulapalli Gram Panchayat have already been held. In reply, Shri Srinivas fairly stated that during pendency of the writ petition, elections have already been held.

In view of the aforesaid development, this petition will be deemed to have become infructuous and the same is liable to be disposed of as such. Ordered accordingly. However, liberty is given to the petitioners to file fresh petition to challenge the result jof the election and simultaneously seek enforcement of G.O. dated 05.04.2006.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No.17684 of 2006 filed by the petitioners for interim relief is also disposed of as infructuous.

G.S.SINGHVI, CJ

G.V.SEETHAPATHY, J

02.08.2006

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